

**SPE RESPONSE FOR CERTIFICATE OF CORRECTION**

Paper No.: \_\_\_\_\_

DATE : August 18, 2006

TO SPE OF : ART UNIT 3766

SUBJECT : Request for Certificate of Correction for Appl. No.: 09/940283 Patent No.: 7,065,407 B2

Please respond to this request for a certificate of correction within 7 days.

Please review the requested changes/corrections as shown in the **COCIN** document(s) in the IFW application image. No new matter should be introduced, nor should the scope or meaning of the claims be changed.

Please complete the response (see below) and forward the completed response to scanning using document code **COCX**.

***Elisha Evans***

Certificates of Correction Branch

703-308-9390 ext. 110

**Thank You For Your Assistance**

**The request for issuing the above-identified correction(s) is hereby:**

Note your decision on the appropriate box.

☒ **Approved**

All changes apply.

☐ **Approved in Part**

Specify below which changes do not apply.

☐ **Denied**

State the reasons for denial below.

Comments: All corrections are clerical in nature  
and do not change the scope of the claims  
or materially alter the written description - KDM

Carl H. Layno

**SPE**

3766

**Art Unit**

Mullen, Kristen

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From: Layno, Carl  
Sent: Tuesday, March 04, 2008 12:53 PM  
To: Mullen, Kristen  
Subject: RE: Pat. 7065407; 09/940283 C of C

Kristen,

If you would be so kind to take care of this. I would be grateful. Yes. Leave the paperwork in my inbox. Thanks much.

-Carl

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From: Mullen, Kristen  
Sent: Tuesday, March 04, 2008 11:25 AM  
To: Layno, Carl  
Subject: FW: Pat. 7065407; 09/940283 C of C

Carl,  
Do you want me to take care of this and leave you the paperwork to in your inbox? Or do you want to take care of this? This may have slipped through the cracks since I was been removed from AU 3766 in PALM and e-dan/Madras so quickly back in Oct.

Kristen

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From: Evans, Elisha  
Sent: Friday, February 29, 2008 7:36 PM  
To: Mullen, Kristen  
Subject: Pat. 7065407; 09/940283

**Please respond to Request for correction ASAP sent 8/18/06.**

**The Application file has been sent to examiner's Edan /Madras Mailbox. The request for correction is under (COCIN). PTOL-306 (which is under IMIS) has been forwarded for scanning.**

**Once decision has been made on the PTOL-306 (IMIS) and forwarded to scanning or delivered by interoffice mail, a return message in Edan/Madras with comment stating "Response has been forwarded for scanning" and/or "Response forwarded in interoffice mail" is very much welcomed and appreciated.**

**If you have already responded to the Request for Correction and are receiving this email again, it is possible the response was misdirected. Please forward your response to me again.**

**PUBS CofC**  
**Elisha Evans**  
**ST9A22 Location 7580**  
**703.308.9390 ext. 110**

**Thank you for your attention to this matter.**

*Elisha M. Evans-Lyles*  
*C of C*  
*(703) 308-9390 ext. 110*



FMT

PATENT

**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Gust H. Bardy et al. Confirmation No. 8060  
Patent No.: 7,065,407 Issued: June 20, 2006  
Serial No.: 09/940,283 Filed: August 27, 2001  
Docket No.: 1201.1105101 Customer No.: 21691  
For: DUCKBILL-SHAPED IMPLANTABLE CARDIOVERTER-DEFIBRILLATOR  
CANISTER AND METHOD OF USE

Commissioner for Patents  
ATTN: Decision and Certificate of Correction  
Branch of the Patent Issue Division  
PO Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CERTIFICATE OF CORRECTION OF PATENT  
FOR APPLICANT MISTAKE AND FOR PTO MISTAKE**

**CERTIFICATE UNDER 37 C.F.R. 1.8:** I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on this 13th day of July 2006.

By

David M. Crompton

Sir:

Errors of Applicants' mistake and errors of PTO's mistake appear in this patent of a clerical nature, as more fully described below. Applicants' errors occurred in good faith. Correction thereof does not involve such changes in the patent as would constitute new matter or would require re-examination. A certificate of correction is requested.

Attached in duplicate is Form PTO/SB/44 with at least one copy being suitable for printing.

07/18/2006 TBESHAH2 00000051 7065407

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The exact place where Applicants' errors are shown in the application file is:

Originally filed specification at page 71, lines 17, 19 and 21, and page 72, line 12

The exact page and line number where the PTO errors are shown correctly in the application file

JUL 21 2006

Gust H. Bardy et al.  
Patent No. 7,065,407

are:

Originally filed application at page 21, line 7  
Originally filed application at page 28, lines 10 and 17  
Originally filed application at page 58, line 10  
Amendment filed November 30, 2005 at page 18, line 7 of claim 144  
Amendment filed November 30, 2005 at page 2, line 1 of each of claims 2-5  
Amendment filed November 30, 2005 at page 3, line 1 of each of claims 6-13  
Amendment filed November 30, 2005 at page 4, line 1 of each of claims 15-21 and 23  
Amendment filed November 30, 2005 at page 5, line 1 of each of claims 24, 26, 27 and 31  
Amendment filed November 30, 2005 at page 6, line 1 of each of claims 38-46

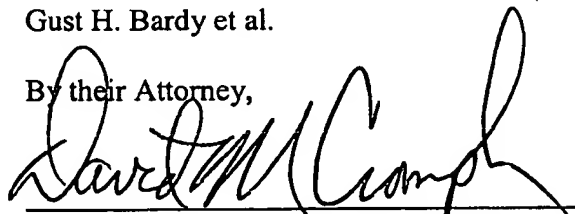
Pursuant to CFR § 1.20(a), the fee of \$100 is enclosed.

Please send the Certificate to Customer No. 21691.

Respectfully submitted,

Gust H. Bardy et al.

By their Attorney,



David M. Crompton, Reg. No. 36,772  
CROMPTON, SEAGER & TUFTE, LLC  
1221 Nicollet Avenue, Suite 800  
Minneapolis, MN 55403-2420  
Telephone: (612) 677-9050  
Facsimile: (612) 359-9349

Dated: \_\_\_\_\_

7/13/06

JUL 21 2006

**UNITED STATES PATENT AND TRADEMARK OFFICE  
CERTIFICATE OF CORRECTION**

Page 1 of 3

PATENT NO. : 7,065,407  
APPLICATION NO.: 09/940,283  
ISSUE DATE : June 20, 2006  
INVENTOR(S) : Gust H. Bardy et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

**Column 7**

Line 61, delete "cardioversion/defibrillation" and insert therefor: -- cardioversion/defibrillation --.

**Column 10**

Line 25, delete "LCD" and insert therefor: -- ICD --.

Line 32, delete "LCD" and insert therefor: -- ICD --.

**Column 20**

Line 33, delete "to".

**Column 24**

Line 66, delete "anteriorly" and insert therefor: -- anteriorly --.

Line 67, delete "posteriority" and insert therefor: -- posteriorly --.

**Column 25**

Line 2, delete "anteriorly" and insert therefor: -- anteriorly --.

Line 3, delete "posteriority" and insert therefor: -- posteriorly --.

Line 17, delete "posteriority" and insert therefor: -- posteriorly --.

**Column 32**

Line 58, delete "sing" and insert therefor: -- single --.

**MAILING ADDRESS OF SENDER (Please do not use customer number below):**

Crompton, Seager & Tufte, LLC  
1221 Nicollet Avenue, Suite 800  
Minneapolis, MN 55403-2420

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*

**JUL 21 2006**

## UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

Page 2 of 3

PATENT NO. : 7,065,407  
APPLICATION NO.: 09/940,283  
ISSUE DATE : June 20, 2006  
INVENTOR(S) : Gust H. Bardy et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

### Column 36

Line 5, delete "claim 1" and insert therefor: — claim 90 —.  
Line 8, delete "claim 1" and insert therefor: — claim 90 —.  
Line 11, delete "claim 1" and insert therefor: — claim 90 —.  
Line 14, delete "claim 1" and insert therefor: — claim 90 —.  
Line 18, delete "claim 1" and insert therefor: — claim 90 —.  
Line 22, delete "claim 1" and insert therefor: — claim 90 —.  
Line 26, delete "claim 1" and insert therefor: — claim 90 —.  
Line 30, delete "claim 1" and insert therefor: — claim 90 —.  
Line 34, delete "claim 1" and insert therefor: — claim 90 —.  
Line 38, delete "claim 1" and insert therefor: — claim 90 —.  
Line 42, delete "claim 1" and insert therefor: — claim 90 —.  
Line 46, delete "claim 1" and insert therefor: — claim 90 —.  
Line 50, delete "claim 1" and insert therefor: — claim 90 —.  
Line 53, delete "claim 1" and insert therefor: — claim 90 —.  
Line 56, delete "claim 1" and insert therefor: — claim 90 —.  
Line 59, delete "claim 1" and insert therefor: — claim 90 —.  
Line 62, delete "claim 1" and insert therefor: — claim 90 —.  
Line 64, delete "claim 1" and insert therefor: — claim 90 —.  
Line 66, delete "claim 1" and insert therefor: — claim 90 —.

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JUL 21 2006

**UNITED STATES PATENT AND TRADEMARK OFFICE  
CERTIFICATE OF CORRECTION**

Page 3 of 3

PATENT NO. : 7,065,407  
APPLICATION NO.: 09/940,283  
ISSUE DATE : June 20, 2006  
INVENTOR(S) : Gust H. Bardy et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

**Column 37**

Line 7, delete "claim 1" and insert therefor: — claim 90 —.  
Line 10, delete "claim 1" and insert therefor: — claim 90 —.  
Line 13, delete "claim 1" and insert therefor: — claim 90 —.  
Line 16, delete "claim 1" and insert therefor: — claim 90 —.  
Line 28, delete "claim 1" and insert therefor: — claim 90 —.

**Column 38**

Line 14, delete "claim 1" and insert therefor: — claim 90 —.  
Line 16, delete "claim 1" and insert therefor: — claim 90 —.  
Line 19, delete "claim 1" and insert therefor: — claim 90 —.  
Line 21, delete "claim 1" and insert therefor: — claim 90 —.  
Line 23, delete "claim 1" and insert therefor: — claim 90 —.  
Line 25, delete "claim 1" and insert therefor: — claim 90 —.  
Line 28, delete "claim 1" and insert therefor: — claim 90 —.  
Line 31, delete "claim 1" and insert therefor: — claim 90 —.  
Line 33, delete "claim 1" and insert therefor: — claim 90 —.

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